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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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09/699,398

10/31/2000

LAWRENCE A. LYNN

## EXAMINER

CRIS RODRIGUEZ

## ART UNIT

## PAPER

3763

05182005

419

DATE MAILED:

MAY 18 2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

Miscellaneous letter.

Art Unit: 3763

## DETAILED ACTION

### *Information Disclosure Statement*


1. The information disclosure statement filed April 29, 2005 fails to comply with the provisions of 37 CFR 1.97, 1.98 and MPEP § 609 because the IDS was filed after the Issue Fee has been paid and it does not include copies of the references. It has been placed in the application file, but the information referred to therein has not been considered as to the merits. Applicant is advised that the date of any re-submission of any item of information contained in this information disclosure statement or the submission of any missing element(s) will be the date of submission for purposes of determining compliance with the requirements based on the time of filing the statement, including all certification requirements for statements under 37 CFR 1.97(e). See MPEP § 609 ¶ C(1).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Cris L. Rodriguez whose telephone number is 571-272-4964. The examiner can normally be reached on 7:30 am - 4:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Nick Lucchesi can be reached on 571-272-4977. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

May 18, 2005

  
Cris L. Rodriguez  
Examiner  
Art Unit 3763